

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

JAMES P. SCANLAN, on behalf of himself  
and all others similarly situated,

Plaintiff,

-vs.-

AMERICAN AIRLINES GROUP, INC., and  
AMERICAN AIRLINES, INC.

Defendants,

**Case No. 2:18-cv-04040-HB**

**PLAINTIFF'S MOTION FOR PARTIAL SUMMARY JUDGMENT AS TO  
DEFENDANTS' AFFIRMATIVE DEFENSES**

Plaintiff James Scanlan, by and through the undersigned counsel, hereby moves for partial summary judgment pursuant to Rule 56 of the Federal Rules of Civil Procedure on all affirmative defenses asserted in Defendants' Answer to the Second Amended Complaint (ECF No. 97). As set forth in the attached Memorandum of Law, the undisputed factual record demonstrates that each of Defendants' affirmative defenses is either factually unsupported or legally defective.

Plaintiff therefore respectfully requests that this Court grant summary judgment to Plaintiff with respect to all affirmative defenses asserted by Defendants in Defendants' Answer to the Second Amended Complaint.

Dated: July 17, 2020

Respectfully submitted,

/s/ Adam H. Garner

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## **CERTIFICATE OF SERVICE**

The foregoing Plaintiff's Motion for Partial Summary Judgment as to Defendants' Affirmative Defenses was filed electronically with the Court on July 17, 2020, and is available for viewing and downloading from the ECF system. Service was accomplished on all parties by operation of the Notice of Electronic Case Filing.

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